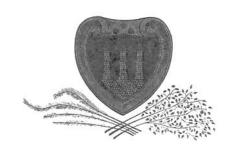
# City of San Marino



June 13, 2013

The Honorable Board of Supervisors County of Los Angeles Attention: Ms. Sachi A. Hamai, Executive Officer 383 Kenneth Hahn Hall of Administration 500 West Temple Street, Room 383 Los Angeles, CA 90012

# Subject: Election Resolutions - November 5, 2013 General Municipal Election

Dear Ms. Hamai,

On June 12, 2013 the San Marino City Council adopted Resolution Nos. R-13-14, R-13-15, and R-13-16 pertaining to the November 5, 2013 General Municipal Election. I have enclosed a certified copy of each of the resolutions and respectfully request that the Board of Supervisors place these resolutions on the next available County Board of Supervisors Agenda approving the consolidation of the General Municipal Election to be held on November 5, 2013 with the Statewide General Election to be held on the date pursuant to Section 10403 of the Elections Code.

Since this item is time sensitive, I would appreciate it if you would please let me know the date of the next weekly Board Meeting when this item will be considered. I also request that the City of San Marino be informed of the outcome of the Board's decision.

Please contact me at (626) 300-0705 if I can be of further assistance.

Sincerely,

Veronica Ruiz, CMC

City Clerk

City of San Marino

Enclosures (3)

cc: Dean C. Logan, Registrar-Recorder/County Clerk

Alex Olvera, Assistant Manager-Election Preparation Division

John Schaefer, City Manager

#### RESOLUTION NO. R-13-14

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARINO, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 5, 2013, FOR THE ELECTION OF CERTAIN OFFICERS OF THE CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES AND REQUESTING THE REGISTRAR OF VOTERS OF THE COUNTY OF LOS ANGELES TO CONDUCT SAID ELECTION

WHEREAS, under the provisions of the laws relating to General Law Cities in the State of California, a General Municipal Election shall be held on November 5, 2013, for the election of Municipal Officers.

# NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MARINO, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

- SECTION 1. That pursuant to the requirements of the laws of the State of California relating to General Law Cities within the State, there is called and ordered held in the City of San Marino, California, on Tuesday, November 5, 2013, a General Municipal Election of the qualified electors of the City for the purpose of electing three (3) members of the City Council for full terms of four years. The three (3) incumbent members of the City Council of the City are Richard Ward, Richard Sun and Allan Yung.
- SECTION 2. That pursuant to the provisions of Section 10002 of the Elections Code of the State of California, this City Council hereby requests the Registrar of Voters of the County of Los Angeles to conduct the General Municipal Election for the City of San Marino.
- SECTION 3. That the ballots to be used at the Election shall be, in form and content, such as may be required by law to be used in the Election.
- SECTION 4. That the City Clerk is hereby authorized, instructed and directed to procure and furnish any and all official ballots, notices, printed matter and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the Election.
- SECTION 5. That the polls for the Election shall be open at seven o'clock a.m. on the day of the Election and shall remain open continuously from that time until eight o'clock p.m. of the same day when the polls shall be closed, except as provided in Section 14401 of the Elections Code of the State of California.

- **SECTION 6.** That a filing fee of twenty-five dollars (\$25) shall be paid by the candidate upon the filing of nomination papers.
- **SECTION 7**. That in all particulars not recited in this Resolution, the Election shall be held and conducted as provided by law for holding municipal elections in the City.
- **SECTION 8.** That notice of the time and place of holding the Election is given and the City Clerk is authorized, instructed and directed to give such further or additional notice of the Election, in time, form and manner as required by law.
- **SECTION 9.** That the City Council of San Marino desires the canvass of said Election to be made by the Los Angeles County Registrar of Voters.
- **SECTION 10.** That the City of San Marino shall reimburse the County of Los Angeles, Registrar of Voters for the cost of services performed relative to the conduct of the General Municipal Election, after completion of all work and upon presentation to the City of a properly detailed bill.
- **SECTION 11.** That the City Clerk is hereby directed to forward a certified copy of this Resolution to said Los Angeles County Registrar of Voters.
- **SECTION 12.** That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions of the City of San Marino.

PASSED, APPROVED, AND ADOPTED, at a Regular Meeting of the City Council of the City of San Marino, California, on this 12<sup>th</sup> day of June, 2013.

RICHARD WARD, MAYOR CITY OF SAN MARINO

ATTEST:

VERONICA RUIZ, CITY CLERK CITY OF SAN MARINO STATE OF CALIFORNIA )
COUNTY OF LOS ANGELES ) ss.
CITY OF SAN MARINO )

I, VERONICA RUIZ, City Clerk of the City of San Marino, California, hereby certify that Resolution No R-13-14 was adopted by the City Council of the City of San Marino at a Regular Meeting held on the 12<sup>th</sup> day of June, 2013, and that the same was adopted by the following vote:

AYES:

COUNCIL MEMBERS: EUGENE SUN, RICHARD SUN, ALLAN YUNG,

VICE-MAYOR DENNIS KNEIER AND MAYOR RICHARD WARD

NOES:

NONE

ABSTAIN:

NONE

ABSENT:

NONE

VERONICA RUIZ, CITY CLERK CITY OF SAN MARINO

I HEREBY CERTIFY that the foregoing document is a full, true and correct copy of the original Resolution No. R-13-14, which was adopted by the San Marino City Council on June 12, 2013 and is filed in the official Book of Resolutions in the Office of the San Marino City Clerk.

DATED: June 13, 2013

VERONICA RUIZ, CMC CITY CLERK

#### **RESOLUTION NO. R-13-15**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARINO, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 5, 2013 WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE

WHEREAS, the City Council of the City of San Marino called a General Municipal Election to be held on November 5, 2013, for the purpose of electing three Members of the City Council for four-year terms of office; and

WHEREAS, it is desirable that the General Municipal Election be consolidated with the Statewide General Election to be held on the same date and that within the City the precincts, polling places and election officers of the two elections be the same and that the County Elections Department of the County of Los Angeles canvass the returns of the General Municipal Election and that the election be held in all respects as if there were only one election.

# NOW, THEREFORE, THE CITY COUNCIL THE CITY OF SAN MARINO DOES RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

- SECTION 1. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of Los Angeles is hereby requested to consent and agree to the consolidation of a General Municipal Election with the Statewide General Election on Tuesday, November 5, 2013, for the purpose of electing three Members of the City Council.
- SECTION 2. That the County Elections Department is authorized to canvass the returns of the General Municipal Election. The Election shall be held in all respects as if there were only one election, and only one form of ballot shall be used.
- **SECTION 3**. That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election.
- **SECTION 4**. That the City of San Marino recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any costs.
- **SECTION 5.** That the City Clerk is hereby directed to file a certified copy of this resolution with the Board of Supervisors and the County Elections Department of the County of Los Angeles.
- **SECTION 6.** That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, AND ADOPTED, at a Regular Meeting of the City Council of the City of San Marino, California, on this 12<sup>th</sup> day of June 2013. RICHARD WARD, MAYOR CITY OF SAN MARINO ATTEST: VERONICA RUIZ, CITY CLERK CITY OF SAN MARINO STATE OF CALIFORNIA COUNTY OF LOS ANGELES ) ss. CITY OF SAN MARINO I, VERONICA RUIZ, City Clerk of the City of San Marino, California, hereby certify that Resolution No. R-13-15 was adopted by the City Council of the City of San Marino at a Regular Meeting held on the 12<sup>th</sup> day of June, 2013, and that the same was adopted by the following vote: COUNCIL MEMBERS: EUGENE SUN, RICHARD SUN, ALLAN YUNG, AYES: VICE-MAYOR DENNIS KNEIER AND MAYOR RICHARD WARD NOES: NONE ABSTAIN: NONE

> VERONICA RUIZ, CITY CLERK CITY OF SAN MARINO

I HEREBY CERTIFY that the foregoing document is a full, true and correct copy of the original Resolution No. R-13-15, which was adopted by the San Marino City Council on June 12, 2013 and is filed in the official Book of Resolutions in the Office of the San Marino City Clerk.

DATED: June 13, 2013

NONE

ABSENT:

VERONICA RUIZ, CMC CITY CLERK

#### RESOLUTION NO. R-13-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARINO, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON NOVEMBER 5, 2013

WHEREAS, §13307 of the Elections Code of the State of California, provides that the governing body of any local agency adopt regulations pertaining to materials prepared by any candidate for a municipal election, including costs of the candidate's statement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MARINO, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE AND ORDER AS FOLLOWS:

SECTION 1. GENERAL PROVISIONS. That pursuant to §13307 of the Elections Code of the State of California, each candidate for elective office to be voted for at an Election to be held in the City of San Marino on November 5, 2013, may prepare a candidate's statement on an appropriate form provided by the City Clerk. The statement may include the name, age and occupation of the candidate and a brief description of no more than 200 words of the candidate's education and qualifications expressed by the candidate. The statement shall not include party affiliation of the candidate, nor membership or activity in partisan political organizations. The statement shall be filed, in typewritten form, in the Office of the City Clerk at the time the candidate's nomination papers are filed. The statement may be withdrawn, but not changed, during the period of filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period.

SECTION 2. In compliance with California law, the City Clerk shall provide a Spanish translation of the candidate's statement at the candidate's request. The City Clerk shall require each candidate filing a statement to pay a deposit of THREE HUNDRED DOLLARS (\$300) for English, and SIX HUNDRED DOLLARS (\$600) for English and Spanish, in advance as a condition of having his or her statement included in the voters' pamphlet. The City Clerk shall bill each candidate for any cost in excess of the deposit and shall refund any unused portion of any deposit.

**SECTION 3.** The City Clerk shall provide each candidate or the candidate's representative a copy of this Resolution at the time nomination petitions are issued.

## SECTION 4. FOREIGN LANGUAGE POLICY.

A. Pursuant to the Federal Voting Rights Act, voting materials will be translated into all languages required by the County of Los Angeles. The County is required to translate voting materials into the following languages: Chinese, Japanese, Spanish,

Tagalog/Filipino, Vietnamese and Korean.

B. The County will print sample ballots and candidates' statements in English and all qualified languages that equal 3% or more of voting age residents in San Marino. The County will make the sample ballots and candidates' statements in the required languages available at all polling places, on the County's website, in the office of the City Clerk for the City of San Marino, and to voters requesting such material.

#### SECTION 5. PAYMENT.

### A. Translations.

- 1. The candidate shall be required to pay for the cost of translating the candidate's statement into any required foreign language as specified in (A) and/or (B) of Section 2 above, pursuant to Federal and/or State law.
- 2. The candidate shall be required to pay for the cost of translating the candidate's statement into any foreign language that is not required as specified in (A) and/or (B) of Section 2 above, pursuant to Federal and/or State law, but is requested as an option by the candidate.

### B. Printing.

- 1. The candidate shall be required to pay for the cost of printing the candidate's statement in English in the main voter's pamphlet.
- 2. The candidate shall be required to pay for the cost of printing the candidate's statement in a foreign language required in (A) of Section 2 above, in the main voters' pamphlet.
- 3. The candidate shall be required to pay for the cost of printing the candidate's statement in a foreign language requested by the candidate per (B) of Section 2 above, in the main voters' pamphlet.

The County Registrar of Voters shall estimate the total cost of printing, handling, translating, and mailing the candidate's statements filed pursuant to this section, including costs incurred as a result of complying with the Voting Rights Act of 1965 (as amended), and require each candidate filing a statement to pay in advance to the local agency his or her statement included in the voters' pamphlet. In the event the estimated payment is required, the estimate is just an approximation of the actual cost that varies from one election to another and may be significantly more or less than the estimate, depending on the actual number of candidates filing statements. Accordingly, the City is not bound by the estimate and may, on a pro rata basis, bill the candidate for additional actual expenses or refund any excess paid depending on the final actual cost. In the event of underpayment, the clerk may require the candidate to pay the balance of the cost incurred. In the event of overpayment, the clerk shall prorate the excess amount among the candidates and refund the excess amount paid within 30 days of the election.

- **SECTION 6.** ADDITIONAL MATERIALS. No candidate will be permitted to include additional materials in the sample ballot package.
- **SECTION 7.** That the City Clerk shall provide each candidate or the candidate's representative a copy of this resolution at the time nominating petitions are issued.
- **SECTION 8.** That all previous resolutions establishing Council policy on payment for candidates' statements are repealed.
- **SECTION 9.** That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

PASSED, APPROVED, AND ADOPTED, at a Regular Meeting of the City Council of the City of San Marino, California, on this 12<sup>th</sup> day of June, 2013.

RICHARD WARD, MAYOF CITY OF SAN MARINO

ATTEST:

VERONICA, CITY CLERK CITY OF SAN MARINO

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STATE OF CALIFORNIA	)
COUNTY OF LOS ANGELES	) ss.
CITY OF SAN MARINO	)

I, VERONICA RUIZ, City Clerk of the City of San Marino, California, hereby certify that Resolution No. R-13-16 was adopted by the City Council of the City of San Marino at a Regular Meeting held on the 12<sup>th</sup> day of June, 2013, and that the same was adopted by the following vote:

AYES:

COUNCIL MEMBERS: EUGENE SUN, RICHARD SUN, ALLAN YUNG, VICE-

MAYOR DENNIS KNEIER AND MAYOR RICHARD WARD

NOES:

NONE

ABSTAIN:

NONE

ABSENT:

NONE

VERONICA RUIZ, CITY CLERK CITY OF SAN MARINO

I HEREBY CERTIFY that the foregoing document is a full, true and correct copy of the original Resolution No. R-13-16, which was adopted by the San Marino City Council on June 12, 2013 and is filed in the official Book of Resolutions in the Office of the San Marino City Clerk.

DATED: June 13, 2013

VERONICA RUIZ, CNIC CITY CLERK